

THE HONORABLE DAVID W. CHRISTEL

Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

LIZETH AVILA,

Plaintiff,

VS.

COMMISSIONER OF SOCIAL
SECURITY

Defendant

CIVIL NO: 2:20-00167-DWC

ORDER FOR ATTORNEY FEES

It is hereby ORDERED that Plaintiff is awarded attorney fees in the amount \$ 4,218.11 pursuant to the Equal Access to Justice Act, 28 U.S.C. 2412. However, Plaintiff's EAJA fees are subject to a United States Department of Treasury offset as described in *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010). The Commissioner is directed to contact the U.S. Department of Treasury after this Order is entered to determine if the EAJA Award is subject to any offset. If the U.S. Department of the Treasury verifies to the Office of General Counsel that Plaintiff does not owe a

1 debt and is not subject to any offset, the government shall pay the EAJA Award
2 directly to D. James Tree, Plaintiff's counsel. If there is an offset, any remainder
3 shall be made payable to Plaintiff, based on the Department of the Treasury's
4 Offset Program and standard practices, and the check shall be mailed to Plaintiff's
5 counsel at 3711 Englewood Avenue, Yakima, Washington 98902.
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7 DATED this 9th day of September, 2020.
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10 David W. Christel
11 United States Magistrate Judge
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13 Presented by:
14

15 S/ D. JAMES TREE, WSBA#1697

16 Attorney for Plaintiff
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Proposed Order for Attorney Fees was filed with the Clerk of the Court on August 25, 2020, using the CM/ECF system which will send notification of such filing to the following: Kerry Jane Keefe, Assistant U.S. Attorney and Shata Stucky, Office of the General Counsel.

s/ D. JAMES TREE

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